

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

May 18, 2004

IN RE:

**PETITION OF LOADPOINT, LLC FOR
ARBITRATION WITH BELL SOUTH
TELECOMMUNICATIONS, INC.**

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**DOCKET NO.
04-00060**

**ORDER ACCEPTING ARBITRATION AND
APPOINTING PRE-ARBITRATION OFFICER**

This matter came before Director Pat Miller, Director Sara Kyle and Director Ron Jones of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on April 12, 2004, upon the *Petition of LoadPoint, LLC for Arbitration with BellSouth Telecommunications, Inc. ("Petition")* filed by LoadPoint, LLC on February 23, 2004. On March 16, 2004, BellSouth Telecommunications, Inc. filed its *Response to LoadPoint, LLC's Petition for Arbitration*.

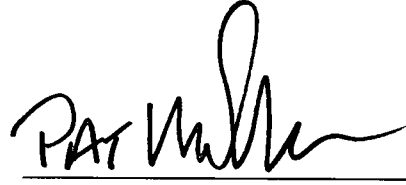
During the April 12, 2004 Authority Conference, the panel voted unanimously to accept the *Petition*, direct the parties to file a joint matrix identifying the remaining issues, including the position of each party, by April 22, 2004, and appoint the Authority's General Counsel or his designee as the Pre-Arbitration Officer for the purpose of identifying issues and preparing the docket for hearing.

IT IS THEREFORE ORDERED THAT:

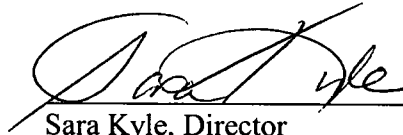
1. The *Petition of LoadPoint, LLC for Arbitration with BellSouth Telecommunications, Inc.* is accepted.

2. The parties shall file a joint matrix identifying the remaining issues, including the position of each party, by April 22, 2004

3. The Authority's General Counsel or his designee is appointed Pre-Arbitration Officer in this matter for the purpose of identifying issues and preparing the docket for hearing.



Pat Miller, Director



Sara Kyle, Director



Ron Jones, Director